

CENTRAL INTELLIGENCE AGENCY

WASHINGTON, D.C. 20505

73-4425
Ogc 73-2126

14 NOV 1973

OGC Has Reviewed

OGC SUBJ: CIA Acts & Statutes B
JSW /R JB

Mr. M. Shy Meeker
Commissioner, Automated Data and
Telecommunications Service
General Services Administration
Washington, D. C. 20405

Dear Mr. Meeker:

For a number of years there have been informal agreements and procedural arrangements between the General Services Administration and the Central Intelligence Agency whereby the CIA has been exempted from reporting to GSA on ADPE acquisitions, and on ADPE resources, costs, and usage for the Federal ADP MIS data base. Such reports have been forwarded, through security-cleared channels, directly to the Office of Management and Budget in accordance with established procedures between this Agency and OMB.

In recent discussions among representatives of this Agency and Messrs. Dwight Ink and George W. Dodson, Jr., of GSA, it was agreed that we should formalize our relationship in consonance with PL 89-306 since we wished to seek a delegation of authority and an understanding regarding acquisition and reporting of ADPE.

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Our
ADPE, whether general purpose or unique to our requirements, is utilized for extremely sensitive intelligence information processing, communications, and real-time intelligence-operation requirements. The type or location of equipment and, in some

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Mr. M. Shy Meeker

Page 2

cases both, represent for foreign intelligence agencies prime targets in terms of operational utilization, equipment capabilities, or the readability of signal emanations. Of equal significance is the fact that, in certain instances, identification with the Agency of specific equipments or sites of operations could be extremely embarrassing to the United States or to friendly foreign governments.

For these reasons it is my firm opinion that the enclosed proposed delegation would best protect the national security interests involved in the acquisition and use of ADPE by the Central Intelligence Agency for intelligence information processing, communications, and intelligence operational applications. To assist GSA in the discharge of its responsibilities related to ADPE procurement, I would propose that, on an annual basis, representatives from our respective agencies meet to review, on a classified basis, our current ADPE acquisitions and procedures. Within this framework of security, I would anticipate that nothing should preclude our procurement and/or technical officers from meeting with your officials to seek their advice on any contemplated procurement. In addition, we would be pleased to exchange or provide such technical advice in the ADPE field as you may wish.

Your favorable consideration of our request would be most appreciated.

Sincerely,

/s/ Harold L. Brownman
Harold L. Brownman

Deputy Director
for

Management and Services

Enclosure

Distribution:

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2 - DD/M&S
1 - OPPB
✓ 1 - OGC
1 - OL Official

General Services Administration
Delegation of Procurement Authority to
the Director of Central Intelligence

1. Purpose: This document delegates authority to the Director of Central Intelligence to lease, purchase, or maintain automatic data processing equipment and related supplies and equipment when required for intelligence information processing, communications, or intelligence operations by the Central Intelligence Agency or any activity under its operational or technical control.

2. Effective Date: This delegation of authority is effective immediately.

3. Delegation:

a. Pursuant to the Federal Property and Administrative Services Act of 1949, 63 Stat 377, as amended, particularly Section 111 (b)(2) thereof which states in part that "the Administrator may delegate to one or more Federal agencies authority to lease, purchase, or maintain automatic data processing equipment to the extent to which he determines such to be necessary and desirable to allow for the orderly implementation of a program for the utilization of such equipment," authority is hereby delegated to the Director of Central Intelligence to lease, purchase, or maintain automatic data processing equipment and related supplies and equipment when required for processing of intelligence information, communications, or intelligence operations by the Central Intelligence Agency or any activity under its operational or technical control.

b. The Director of Central Intelligence may redelegate this authority.

c. This authority shall only be utilized when the Director of Central Intelligence or his duly authorized representative shall have determined that the automatic data processing equipment and related supplies and equipment are to be used for intelligence information processing, communications, or intelligence operations.

d. In discharging this authority, the Director of Central Intelligence shall ensure that, within the bounds of security requirements, the procurements made will be governed by the Federal Procurement Regulations, the Federal Property Management Regulations, Office of Management and Budget (OMB) Bulletin 60-6, OMB Circular A-54, as amended, and such other regulatory and policy directives as may, from time to time, become applicable.

e. This authority shall be exercised in cooperation with the responsible officers, officials, and employees of the General Services Administration. Specifically:

(1) Representatives of the Central Intelligence Agency and representatives of the General Services Administration shall meet annually in April to review past and proposed Central Intelligence Agency ADPE procurement actions.

(2) Representatives of the Central Intelligence Agency shall seek advice from the General Services Administration on any general or specific ADPE procurement matters, when appropriate.

(3) Within the bounds of security, the Central Intelligence Agency will provide technical advice to the General Services Administration on ADPE matters when deemed advisable by the former and/or requested by the latter.

M. Shy Meeker
Commissioner, Automated Data
and Telecommunications Service
General Services Administration

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Approved For Release 2002/05/17 : CIA-RDP75-00793R000100270001-9

Approved For Release 2002/05/17 : CIA-RDP75-00793R000100270001-9

DD/M&S

74-0005

OGC 73-2347

74-156

20 December 1973

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MEMORANDUM FOR: Director of Central Intelligence

SUBJECT : CIA Adoption of Statutory Claims Authority

1. Action Requested. It is requested that the Director, by signature to this paper, adopt statutory authority to settle certain employee claims in the amount of \$10,000.

2. Background Data. By statute (31 U. S. C. 241(b)(1)(A)), government departments are authorized to settle claims up to \$6,500 presented by employees to compensate for loss or damage to personal property incident to their service. By amendment to that provision, the Defense Department and the military departments, the Department of State, AID, USIA, U. S. Arms Control and Disarmament Agency, ACTION and OPIC, may settle such claims up to \$10,000. Under the amendment, claims approved up to the \$6,500 limitation established by the original law (August 31, 1964) may be resubmitted and approved in amounts up to \$10,000. Legislation is now pending which would raise the limit for all government departments to \$12,000.

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4. A claim by a CIA employee of some \$11,700 has now been presented which, except for the amount, could be approved under 31 U. S. C. 241 (b)(1)(A). The CIA Claims Review Board and the DD/M&S in fact have approved it in the amount of \$6,500, the maximum within their authority. It is believed the interests of the Agency and its employees would be served by the establishment of authority permitting the Agency to settle claims up to \$10,000 in amount.

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5. Staff Position. The Office of Personnel and Office of Finance have concurred.

6. Action Recommended. It is recommended that you approve the adoption of the authority now available to the military, the State Department and certain other agencies having overseas responsibilities (Section 106 of P. L. 92-352) for application by this Agency with respect to claims of its employees. Specifically, Section 106 raises the maximum to \$10,000 and permits claims settled under the \$6,500 limitation to be resubmitted for settlement in amounts not exceeding \$10,000.

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Associate General Counsel

APPROVED: _____

9 JAN 1974

DISAPPROVED: _____

OGC/RHL:cav

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1 - Approved For Release 2002/05/17 : CIA-RDP75-00793R000100270001-9

1 - OLC 1/22/74

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27 DEC 1973

MEMORANDUM FOR: Associate General Counsel
SUBJECT : CIA Adoption of Statutory Claims Authority
REFERENCE : Memo to DCI fm Associate General Counsel
dtd. 20 Dec. 1973, Same Subj (OGC 73-2347)

We have reviewed referent memorandum and concur
with the recommendation in paragraph 6.

STATINTL


Acting Director of Finance

SENDER WILL CHECK CLASSIFICATION TOP AND BOTTOM			
UNCLASSIFIED		CONFIDENTIAL	
		SECRET	
CENTRAL INTELLIGENCE AGENCY OFFICIAL ROUTING SLIP			
TO	NAME AND ADDRESS	DATE	INITIALS
1	Director of Finance 616 Key Bldg (See memo attached)	12/27/73	WDM
2	DD/PLS - 27 Dec 73 IL		
3	Director of Personnel 5 E 56 Hqs	28 DEC 1973	J
4	DD/M&S	1/8/74	WDM
5	The Director	1/9/74	WDM/618
6	General Counsel	REC'D 1/10/74	
ACTION		DIRECT REPLY	PREPARE REPLY
APPROVAL		DISPATCH	RECOMMENDATION
COMMENT		FILE	RETURN
CONCURRENCE		INFORMATION	SIGNATURE
Remarks:			
<p>If this is satisfactory to Finance and Personnel, please so indicate at the staff position paragraph and forward to the Director.</p> <div style="border: 1px solid black; width: 200px; height: 40px; margin: 10px auto;"></div> <p>3-4: The Office of Personnel concurs in the OGC recommendation.</p> <p>att</p>			
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FROM: NAME, ADDRESS AND PHONE NO.			DATE
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NOTE ATTACHED TO OGC 73-2347